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Attorneys for Defendant
WAL-MART STORES, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHARLES RIDGEWAY, JAIME FAMOSO,
JOSHUA HAROLD, RICHARD BYERS,
DAN THATCHER, WILLIE FRANKLIN,
TIM OPITZ, FARRIS DAY, and KARL
MERHOFF,

Plaintiffs,

v.

WAL-MART STORES, INC., a Delaware
corporation d/b/a WAL-MART
TRANSPORTATION LLC, and Does One
through and including Doe Fifty,

Defendants.

[Previously captioned as *Bryan et al. v. Wal-*
Mart Stores, Inc.]

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CASE NO. 3:08-cv-05221-SI

**DEFENDANT WAL-MART STORES, INC.'S
AMENDED NOTICE OF APPEAL AND
REPRESENTATION STATEMENT**

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AMENDED NOTICE OF APPEAL

Notice is hereby given that Wal-Mart Stores, Inc. ("Wal-Mart"), defendant in the above-named case, hereby amends its Notice of Appeal to the United States Court of Appeals for the Ninth Circuit, filed with this Court on May 12, 2017 (ECF No. 580), and docketed in the United States Court of Appeals for the Ninth Circuit as Case No. 17-15983.

With this Amended Notice of Appeal, Wal-Mart hereby appeals from the final judgment entered in this action on January 25, 2017 (ECF No. 555), the order denying Wal-Mart's motions for decertification, a new trial, and judgment notwithstanding the verdict entered on May 1, 2017 (ECF No. 577), and all interlocutory orders that gave rise to the judgment, including, without limitation, the order granting Plaintiffs' motion for precertification communication (ECF No. 56), the order certifying the class (ECF No. 158), the order granting partial summary judgment to Plaintiffs on their minimum wage claim (ECF No. 211), the order granting partial summary judgment to Plaintiffs on their Unfair Competition Law claim (ECF No. 286), the order denying Wal-Mart's motion for decertification and granting summary judgment to Plaintiffs on Wal-Mart's preemption defense (ECF No. 405), and the order denying Wal-Mart's motions to strike expert reports (ECF No. 417), as well as the order granting in part and denying in part Plaintiffs' motion for attorneys' fees and costs (ECF No. 606). In this Amended Notice of Appeal, Wal-Mart expressly incorporates its prior Notice of Appeal (ECF No. 580).

Wal-Mart's Representation Statement is attached to this Amended Notice as required by Federal Rule of Appellate Procedure 12(b), and Ninth Circuit Rules 3-2(b) and 12-2.

Dated: September 29, 2017

GIBSON, DUNN & CRUTCHER LLP

By: /s/ Theodore J. Boutrous, Jr.
Theodore J. Boutrous, Jr.

Attorney for Defendant
WAL-MART STORES, INC.

REPRESENTATION STATEMENT

The undersigned represents Defendant-Appellant Wal-Mart Stores, Inc. and no other party. Pursuant to Rule 12(b) of the Federal Rules of Appellate Procedure and Circuit Rules 3-2(b) and 12-2, Wal-Mart submits this Representation Statement. The following list identifies all parties to the action, and also identifies their respective counsel by name, firm, address, telephone number, and e-mail, where appropriate.

PARTIES	COUNSEL OF RECORD
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Defendant-Appellant Wal-Mart Stores, Inc.

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